

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ARMANDO HEREDIA SANTA CRUZ,

No. C 08-03941 SBA (PR)

Petitioner,

**ORDER REFERRING CASE FOR
RELATED CASE DETERMINATION**

v.

STATE OF CALIFORNIA,

Respondent.

Petitioner filed the instant pro se petition for a writ of habeas corpus. He has paid the filing fee.

Petitioner is currently in federal custody. According to the docket sheet in Petitioner's federal criminal case, United States v. Armando Heredia, Case No. CR 03-0230-CRB-3, the Honorable Charles R. Breyer sentenced Petitioner on October 22, 2003. Petitioner challenges the execution of his federal and state sentences and alleges that he should be entitled to serve his sentences concurrently.

"Whenever a Judge believes that a case pending before that Judge is related to another case, the Judge may refer the case to the Judge assigned to the earliest filed case with a request that the Judge assigned to the earliest filed case consider whether the cases are related." N.D. Cal. Local Rule 3-12(c).

Accordingly, the undersigned refers the case to Judge Breyer with a request that he consider whether this case is related to United States v. Armando Heredia, Case No. CR 03-0230-CRB-3.

IT IS SO ORDERED.

DATED: ___9/3/08


SAUNDRA BROWN ARMSTRONG
United States District Judge

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA
4
5

6 ARMANDO HEREDIA SANTACRUZ,

Case Number: CV08-03941 SBA

7 Plaintiff,

CERTIFICATE OF SERVICE

8 v.

9 STATE OF CALIFORNIA et al,

10 Defendant.
11 _____/

12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
13 Court, Northern District of California.

14 That on September 4, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said
15 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said
16 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle
17 located in the Clerk's office.

18 Armando Heredia Santa Cruz 02836-748
19 Federal Bureau of Prisons
20 Inmate Monitoring Section
21 320 First Street
22 NW#528
23 Washington, DC 20534

24 Dated: September 4, 2008

25 Richard W. Wieking, Clerk
26 By: LISA R CLARK, Deputy Clerk
27
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